

Customs Clearance News

July

Shanghai XINHAI
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Customs Consulting of Xinhai Newsletter in July

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01

Interpretation of Innovation Policy

Analysis on the Implementation Measures of Shanghai
Customs' Supervision Innovation Pilot for Supporting
the Development of Integrated Circuit Industry

Tax collection and administration

- Tax guarantee can be provided to the customs in the form of enterprise group financial company guarantee, tariff guarantee insurance, etc.
- The customs gives preferential policies of tax reduction and exemption;
- The customs shall adopt the fast audit mode of tax reduction and exemption for raw materials and consumables imported by pilot enterprises.

Control inspection

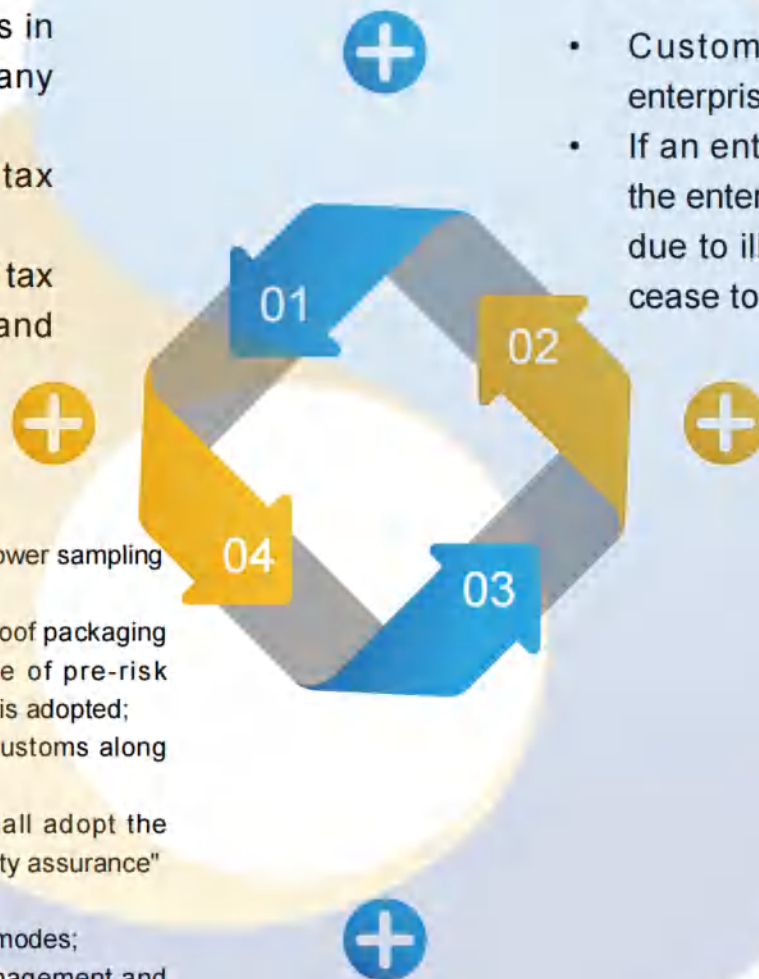
- For the industrial chain supply chain assessed as safety rating, a lower sampling inspection ratio is applicable;
- For imported high-tech goods such as vacuum packaging, light-proof packaging and constant-temperature storage, the management mode of pre-risk assessment and filing, in-process control and post-risk verification is adopted;
- Wood packaging shall be quarantined and prevented by local customs along with the goods;
- Non-high-risk metal materials used to repair spare parts shall adopt the conformity assessment mode of "conformity assessment+conformity assurance" after risk assessment;
- Photoresist: flexible application of various conformity assessment modes;
- Complete sets of equipment shall be supervised by "project management and centralized acceptance"; Flexible application of multiple conformity assessment modes for inspection of imported spare parts for complete sets of projects and maintenance.

Pilot enterprises are admitted and withdrawn

- Customs in charge: the customs where the pilot enterprise is located;
- If an enterprise voluntarily applies for withdrawal and the enterprise is reduced to an untrustworthy enterprise due to illegal or illegal reasons, these Measures shall cease to apply;

Customs clearance management

- For the goods approved and declared for import and export by the pilot enterprises in the way of "no-cost compensation", unless the customs deems it necessary, they may be exempted from submitting commodity inspection certificates and other relevant supporting documents.
- Communication solution mechanism and special window service provided by AEO enterprise customs.



Bonded supervision

- Enterprises can use surplus material carry-over or deep processing carry-over to handle bonded materials, non-priced equipment, etc. to facilitate the circulation among pilot enterprises;
- Carry out self-swap and disposal of bonded and non-bonded materials that meet the swap conditions. With the authorization and consent of the owner, bonded materials processed with incoming materials can be exchanged; Adopt the mode of "centralized inspection+batch write-off" for spare parts for maintenance imported from bonded warehouses by pilot enterprises;
- Logistics distribution center supporting IC industry will be built in Yangshan Special Comprehensive Bonded Zone.



The measures shall be implemented as of July 5th

Enterprise management and auditing

- The customs shall implement inclusive and prudent supervision over the pilot enterprises. If an enterprise voluntarily discloses to the customs within three months from the date of violation and actively eliminates the harmful consequences, it may be exempted from administrative punishment;
- The customs will support the introduction of third-party intermediary services in the audit and inspection work, explore and approve the self-inspection results of advanced certification enterprises, and explore the application of modern scientific and technological means to carry out remote audit and inspection work.

02

Implementation of the Alien Invasive Species Management Ordinance from 1 August

Implementation of the Alien Invasive Species Management Ordinance from 1 August

Superposition method

- Biosafety Law of the People's Republic of China
- Joint law enforcement: Ministry of Agriculture and Rural Affairs, Ministry of Natural Resources, Ministry of Ecology and Environment, General Administration of Customs

Source management

- Because of special needs such as variety cultivation, foreign species such as crops, forest and grass seeds and seedlings, aquatic fingerlings, etc. are introduced from abroad, import examination and quarantine examination and approval shall be conducted with the competent departments of agriculture and rural areas, forestry and grassland of the people's governments at or above the provincial level and the customs according to the examination and approval authority.
- Relevant laws and regulations:
 - Measures for Quarantine Management of Imported Plant Propagation Materials
 - Administrative Measures for Quarantine Examination and Approval of Imported Animals and Plants



Monitoring and early warning

- The Ministry of Agriculture, in conjunction with relevant departments, will establish an information release system for alien invasive species. The general situation of alien invasive species in China is uniformly released by the Ministry of Agriculture and Rural Affairs in consultation with relevant departments. The Ministry of Natural Resources, the Ministry of Ecology and Environment, the General Administration of Customs, the State Forestry and Grassland Bureau and other competent departments release the occurrence of alien invasive species in this field according to their duties and powers.
- On May 26th, 2021, the Ministry of Ecology and Environment issued the Bulletin of China's Ecological Environment in 2020, pointing out that 660 alien invasive species have been found in China. Among them, 119 species have been listed in the List of Alien Invasive Species in China.
- <http://www.iplant.cn/ias/protlist/1>
- National List of Administrative Districts of Agricultural Plant Quarantine Pests (No.12 [2021] of Agriculture Office)

Illegal punishment

- Whoever, in violation of the provisions of these Measures, introduces, releases or discards alien species without approval shall be punished in accordance with Article 81 of the Biosafety Law of the People's Republic of China. Suspected of a crime, transferred to judicial organs for criminal responsibility according to law.



How do enterprises avoid risks?



Don't carry or deliver animals and plants, their products and other quarantine objects prohibited from entering the country.



Don't buy foreign pets, flowers, plants, animals and their products from the Internet at will.



Inbound and outbound animals and plants and their products should be declared voluntarily. Don't introduce, breed or plant alien species at will.



Don't release them at will, and avoid doing bad things with good intentions.



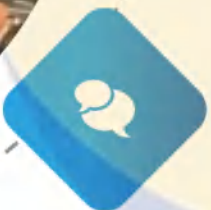
Active learning

Take the initiative to study the interpretation of the provisions of the Measures, actively participate in the external training of the customs, and actively publicize it to enhance the awareness of prevention and control of enterprises.



Actively cooperate with customs inspection

Actively cooperate with the prevention and control of customs ports, from strengthening potential risk analysis, strict quarantine examination and approval, strengthening quarantine supervision of trade channels and non-trade channels, strict quarantine treatment, and severely cracking down on illegal acts.



Full process control

- Standardized introduction
- Strengthen port prevention and control
- Strengthen domestic quarantine

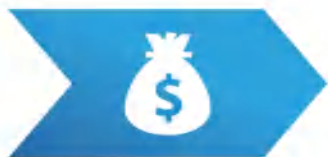
03

New Rules for Imported Cold Chain Food

The import of cold-chain food is no longer
subject to the emergency precautionary
measures of suspending import declaration



The import of cold-chain food is no longer subject to the emergency precautionary measures of suspending import declaration



Introduction background

On July 8, 2022, the State Council issued the Notice on Further Optimizing the Prevention and Control of COVID-19 Epidemic of Imported Goods to the Comprehensive Group of the Joint Prevention and Control Mechanism of COVID-19 Epidemic, clarifying that the source management should be continuously strengthened, and emergency preventive measures to suspend import declaration should not be taken; Announcement No.103 of 2020 of the former General Administration of Customs was abolished;



Source management

The customs will continue to strengthen source control. Sampling inspection is an important means to test the effect of source pollution prevention, and the test results are the basis for adjusting source control measures. (For example: No.27 [2022] of ZYH)



Multi-pronged approach

According to Order No.249 of the General Administration of Customs, the General Administration of Customs can take control measures to suspend or prohibit the import of related foods according to the risk assessment results; According to Order No.248 of the General Administration of Customs, if the General Administration of Customs finds that the registered overseas production enterprises of imported food no longer meet the registration requirements, it shall make rectification within the prescribed rectification period and suspend the import during the rectification period; If it fails to cooperate with the reexamination or accident investigation, the General Administration of Customs shall cancel its registration and make an announcement.



Classified handle

Inform the local joint defense and control mechanism of the positive goods information and detected information of the customs in time, and cooperate with the follow-up disposal and customs clearance guarantee work.



The import of cold-chain food is no longer subject to the emergency precautionary measures of suspending import declaration



Observe the epidemic prevention guidelines

- Technical Guide for Prevention and Control of Cold Chain Food Production and Management in Covid-19 (2nd Edition) Technical Guide for Prevention and Control and Disinfection of Cold Chain Food Production and Management in Covid-19 (2nd Edition)
- Domestic cold chain food-related units and employees should organize production according to the above guidelines to prevent pollution in Covid-19; Overseas production enterprises exporting cold chain food to China should make reference to the prevention and control of Covid-19 in the process of production and operation.



Provide necessary assistance

- The relevant countries (regions) should provide necessary assistance for the customs to carry out source control inspection and investigation according to law.



Pay attention to classification and disposal methods

- If Covid-19 nucleic acid of imported cold chain food is found to be positive, it should be disposed of according to the relevant requirements of classified treatment of cold chain food for epidemic prevention and control in COVID-19.



04

Analysis of new CIQ policies



Category	Announcement No.	Comments
Access to animal and plant products	Announcement No.55 of General Administration of Customs in 2022	Announcement on quarantine requirements of fresh citrus plants imported into Zimbabwe. From July 1, 2022, Zimbabwe's fresh citrus that meets the requirements will be allowed to import. Fresh oranges allowed to be exported to China must be produced in Zimbabwe. Fresh citrus, including sweet orange <i>Citrus sinensis</i> , orange <i>Citrus reticulata</i> , grapefruit <i>Citrus paradisi</i> , lemon <i>Citrus limon</i> , lemon <i>Citrus aurantifolia</i> and lime <i>Citrus aurantium</i> . The announcement regulates the citrus orchards exported to China, the registration of packaging factories, the list of quarantine pests, the requirements before export, the entry inspection and quarantine and unqualified treatment, the conformity examination and the retrospective examination.
	Announcement No.52 of General Administration of Customs in 2022	Announcement on inspection and quarantine requirements of imported Spanish oat grass. From June 21, 2022, the import of Spanish oat grass that meets the requirements will be allowed. The admitted oat grass must be a processing enterprise approved by the Ministry of Agriculture, Fisheries and Food of the Kingdom of Spain. Oat (<i>Avena sativa</i> L. and <i>Avena strigosa</i> Schreb) refers to oat hay which is planted in Spain and dehydrated at high temperature. The announcement is standardized from the aspects of enterprise registration, concerned pests, product production and export requirements, entry inspection and quarantine, and non-conformity treatment.
Commodity inspection	Announcement No.60 of General Administration of Customs in 2022	Announcement on carrying out random inspection of import and export commodities other than those legally inspected in 2022. In 2022, the products included in the spot check outside the legal inspection were imported: student stationery, baby products, household dishwashers, electronic toilets, oral appliances, simulation ornaments, etc. Exports: children's toys, children's bicycles, children's scooters, electric hot water bottles, etc.



Category	Announcement No.	Comments
Commodity inspection	General Administration of Market Supervision, Ministry of Agriculture and Rural Affairs, National Health and Health Commission, General Administration of Customs, No.20, 2022	Announcement on Investigating and Dealing with Illegal Acts of Food Containing Gold and Silver Foil Powder. It is clear that gold and silver foil powder is not listed in the National Food Safety Standard for Food Additives (GB 2760), does not belong to food additives, is not a food raw material, and cannot be used in food production and operation. Food importers are required to import food according to law, and the imported food should conform to China's national food safety standards. Food containing gold and silver foil powder and gold and silver foil powder used for food production and management are not allowed to be imported.
	Announcement No.53 of General Administration of Customs in 2022	Announcement on the implementation of conditional withdrawal facilitation measures for imported seedlings. Since July 5, 2022, the entry seedlings that meet the requirements are allowed to implement the facilitation measures of conditional withdrawal. The announcement stipulated the conditions of products, enterprise qualifications, reporting requirements, scope of application, etc.
	Notice of Shanghai Customs on Launching the Pilot Project of Optimizing the Inspection of Imported Motorcycles	Notice of Shanghai Customs on Carrying out the Pilot Project of Optimizing the Inspection of Imported Motorcycles. This pilot is mainly carried out from five aspects. 1. The conformity assessment procedures and inspection items of imported motorcycles will be dynamically adjusted according to the comprehensive risk assessment of the enterprise and the product risk level; 2. For technical errors caused by force majeure or quality and safety defects discovered independently, the customs encourages enterprises to "actively report"; 3. In the process of commodity inspection, the customs can accept the inspection results issued by qualified inspection institutions; 4. Carry out "Unaccompanied on-site inspection" to improve the efficiency of customs clearance and departure of goods, and establish a green customs clearance channel for key commodities of key enterprises; 5. Establish a normalization mechanism for inspection contact consultation and problem clearing of imported motorcycle products.
Administrative approval	Notice of Shanghai Customs on Doing a Good Job in the Full Opening of "Customs Health Quarantine Approval and Analysis System for Entry-Exit Special Goods"	Notice of Shanghai Customs on Doing a Good Job in the Full Opening of "Customs Health Quarantine Approval and Analysis System for Entry-Exit Special Goods". Since July 1st, special goods units have used the "Customs Health Quarantine Approval and Analysis System for Entry-Exit Special Goods" to apply for special goods. The old system stops application and only provides inquiry and write-off.

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Thank You

Thank you for watching!